

Please type a plus (+) inside this box +

PTO/SB/19 (12/97)

Approved for use through 09/30/00. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PLANT PATENT APPLICATION TRANSMITTAL <i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i>	Attorney Docket No.	8170-066-999	Total Pages	29
	First Named Inventor or Application Identifier			
	Mowrey et al.			
	Express Mail Label No.	EV335857962US		

ADDRESS TO:

Commissioner for Patents
P.O. Box 1450
Mail Stop PATENT APPLICATION
Alexandria, VA 22313-1450

APPLICATION ELEMENTS

See MPEP chapters 600 & 1600 concerning plant patent application contents.

1. ☒ Fee Transmittal Form [Total Pages 2]
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification [Total Pages 8 pages + 1 page abstract]
(preferred arrangement set forth below)
 - Descriptive title of the Invention (with Plant's name)
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings
 - Detailed Botanical Description
 - Claim (only one (1) permitted MPEP 1605)
 - Abstract of the Disclosure
3. ☒ Color Drawing(s) [Total Pages 15]
2 copies required-37 CFR 1.165(b))
4. ☒ Oath or Declaration [Total Pages 2]
 - a. ☒ Newly Executed (original or copy)
 - b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 16 completed)
[Note Box 5 below]
 - i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
5. ☐ Incorporation By Reference (useable if Box 4b is checked)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

ACCOMPANYING APPLICATION PARTS

6. ☐ Plant Color Coding Sheet
7. ☐ Assignment Papers (cover sheet and document(s))
8. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)
9. ☐ English Translation Document (if applicable)
10. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
11. ☐ Preliminary Amendment
12. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
13. ☐ Applicant claims small entity status, see 37 CFR §1.27
14. ☐ (Certified Copy of Priority Document(s) if foreign priority is claimed)
15. ☐ Other:

16. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

☐ Continuation ☐ Divisional of prior application No.: filed

17. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label 20583 or ☐ Correspondence address below
Insert Customer No. or Attach bar code label here)

NAME					
ADDRESS					
CITY		STATE		ZIP CODE	
COUNTRY		TELEPHONE		FAX	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Mail Stop Patent Application, Alexandria, VA 22313-1450.

NY2: 1483174.1

PENNIE & EDMONDS LLP
COUNSELORS AT LAW
1155 Avenue of the Americas
New York, New York 10036-2711

ATTORNEY DOCKET NO. 8170-066-999

Date: November 25, 2003

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The following plant patent application is enclosed for filing:

Applicant(s): Mowrey et al.

Executed on: November 20, 2003 and
November 21, 2003

Title of Invention: Strawberry Plant Named 'Driscoll Lanai'

Pages of Specifications: 8 pages + 1 page abstract
Sheets of Drawings: 15
(Submitted in Duplicate)

☒ **DO NOT PUBLISH.** I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

☒ Please charge the required fee in the amount of \$530.00 for filing this plant application to Pennie & Edmonds LLP Deposit Account 16-1150. A copy of this sheet is enclosed.

☐ Please charge the required fee in the amount of \$265.00 for filing this plant application to Pennie & Edmonds LLP Deposit Account 16-1150. Applicant qualifies for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern. A copy of this sheet is enclosed.

Respectfully submitted,

Date: November 25, 2003

Rory J. Radding 28,749
Rory J. Radding (Reg. No.)

By: Joseph P. Cahill 51,523
Joseph P. Cahill (Reg. No.)

PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, New York 10036-2711
(212) 790-9090